

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

JAMES RYAN, et al.,) Case No. CV 02-4308-TJH(PLAX)
)
)
Plaintiff,) ORDER SETTING
vs) FINAL PRE-TRIAL CONFERENCE
)
MTV NETWORK, INC., et al.,) and
)
Defendant.) REFERRING DISCOVERY MATTERS
)

IT IS ORDERED that all discovery matters which become at issue are referred to

Magistrate Judge PAUL L. ABRAMS for his consideration.

Please contact the courtroom deputy clerk to the Magistrate Judge regarding these matters

IT IS ORDERED, pursuant to Rule 16 of the Federal Rules of Civil Procedures and

Local Rule 16, that the FINAL PRE-TRIAL CONFERENCE is placed on the Court's calendar
for MARCH 10, 2003 at 10:00 a.m. in COURTROOM NO. 17.

Unless excused for good cause, each party appearing in this action shall be represented
by the attorney who is to have charge of conducting the trial.

(Continued Page 2)

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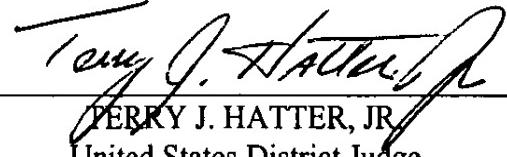
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ORDER re PTC and DISCOVERY MOTIONS (Continued)

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IT IS FURTHER ORDERED that any application or stipulation to continue the Final Pre-Trial Conference shall be lodged with the court no later than one week prior to the Conference date, and shall state the reason for seeking the continuance.

THE COURT does not issue a scheduling order or set a status conference regarding the management of cases. Counsel are to come to an agreement regarding these dates to comply with FRCvP 26 and Local Rule 16 in order to prepare for the Final Pre-Trial Conference. If discovery has not been completed by the time of the Final Pre-Trial Conference, the COURT will set dates for discovery cutoff, the filing of any anticipated pre-trial motions and for trial which will be a date four to six months from the day of the Final Pre-Trial Conference.



PERRY J. HATTER, JR.
United States District Judge

NOTE TO COUNSEL:

Please review the attached "MEMORANDUM re PROCEDURAL RULES for JUDGE HATTER'S CASES".

cc: Counsel of Record

MEMORANDUM

TO: COUNSEL OF RECORD in

FROM: Florence Kato, Court Clerk to Judge Hatter

RE: Procedural Rules for Judge Hatter's Cases

MOTIONS

All motions shall stand submitted, without hearing oral arguments, as of the calendared date of the motion. If Judge Hatter desires to hear oral arguments, the motion will be set by written notification to counsel for a date other than the calendared date of the motion.

Please notice the motion for a Monday, excluding legal holidays, and comply with the Local Rules as to service and filing of the motion. Where you will indicate the time of the hearing, please insert "Taken Under Submission".

When a decision has been made, copies of the order and/or judgment will be sent to all counsel of record. PLEASE REFRAIN from calling the court clerk regarding the status of the motion.

DEPOSITIONS - Please do not lodge depositions in conjunction with a motion. If Judge Hatter finds it necessary to review a deposition, counsel will be contacted.

EX PARTE APPLICATIONS

Pleas comply with the Local Rules except as to the date and time for a hearing. Judge Hatter will determine whether a hearing is necessary after he has reviewed the application. If there is to be a hearing, counsel will be contacted as to the date and time.

When opposing counsel has been notified of an ex-parte application and would like to submit a written objection, please contact the court clerk immediately and counsel will be given, at least, a day to file it.

STIPULATIONS

When submitting a stipulation for any purpose, please make sure the reason for the stipulation is stated in it, otherwise, the stipulation will be returned to counsel with no action being taken on it.

Remit extra copies with stamped-self-addressed envelopes to be conformed and returned to counsel. TELEPHONIC INQUIRIES regarding the status of a stipulation may not be returned.

DISCOVERY MATTERS/MOTIONS

All discovery matters which become at issue are referred to the magistrate judge assigned to the case for his or her determination. The initials in parentheses in the case number indicates the name of the magistrate judge. Please contact the court clerk for the magistrate judge regarding these matters.

SCHEDULING CONFERENCE / PRE-TRIAL CONFERENCE

Judge Hatter does not set a scheduling conference. When the matter becomes at issue or the majority of the pleadings have been filed, the Final Pre-Trial Conference will be set.

SETTLEMENT - Please comply with Local Rule 16-14.4

NAMES OF REPORTERS

The name of the reporter for a hearing may be obtained from the Minutes (green in color) of the hearing which are placed in the original file maintained in the File Room of the Clerk's Office. It can also be obtained from the ICMS system in the Clerk's Office. The ICMS system can be accessed through PACER.

TRIALS

On the first day of trial, please bring with you the following:

- 1. All exhibits**
- 2. Bench copy of all exhibits. Place them in a binder with tabs as to the exhibit numbers.**
- 3. Copies of depositions that are to be used for any purpose. The original or a copy for the witness and a copy for the judge.**
- 4. Three copies of your witness list. This is for the Court's use.**
- 5. Three copies of your exhibit list. (For the Court's use.)**

**EXHIBIT TAGS - They can be obtained from the File Room of the Clerk's Office.
Affix them to the upper right-hand corner of the exhibit.**

DEPOSITIONS

**If they are to be used during a trial, DO NOT LODGE them prior to the trial.
Please bring them with you on the first day of trial.**

If a deposition is to be used in lieu of live testimony, please indicate the designated portions by any means other than color-coded. Judge Hatter is "color-ignorant". You may designate the portions by listing them on a separate sheet.

JURY INSTRUCTIONS - PLEASE comply with the ORDER regarding instructions that will be mailed after the trial has been set.

TRIAL HOURS: Tuesdays through Fridays
Begin at 9:30 a.m. (except for the 1st day - at 10:00 a.m.)
Adjourn between 5:00 p.m. and 6:00 p.m.
There will be a mid-morning and mid-afternoon recess.

IMPANELLING OF JURY / CONDUCT OF COUNSEL

On the first day of trial, Judge Hatter will instruct counsel as to voir dire procedures, expected conduct of counsel during trial, and other relevant matters.